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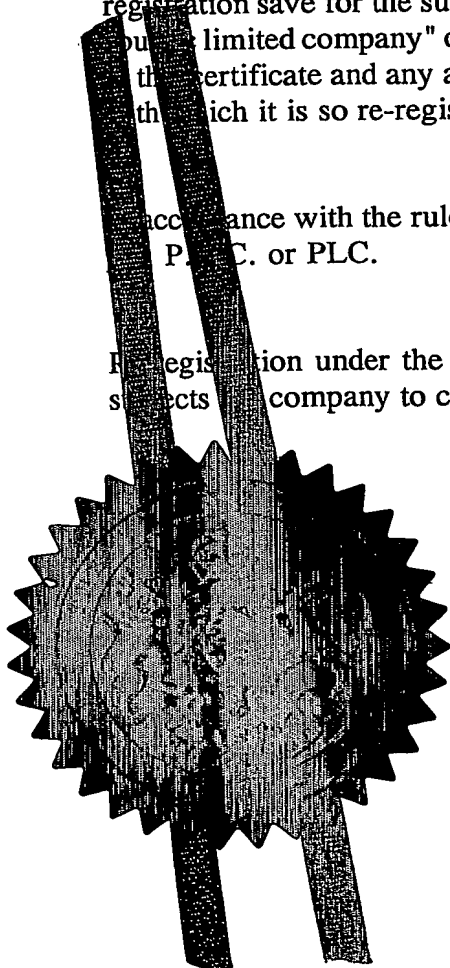
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140CT03 E844391-1 C94374
P01/7700 0.00-0324018.1

2. Patent application number

(The Patent Office will fill in this part)

0324018.1

2003

3. Full name, address and postcode of the or of each applicant (underline all surnames)

The University of Nottingham,
University Park,
Nottingham,
NG7 2RD

Patents ADP number (if you know it)

4376927002

If the applicant is a corporate body, give the country/state of its incorporation

4. Title of the invention

Fetal Surveillance System

5. Name of your agent (if you have one)

"Address for service" in the United Kingdom to which all correspondence should be sent (including the postcode)

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GB19990629955

08/10/1999

0/L WOL 22.10.03

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Statement of inventorship and right to grant of a patent (Patents Form 7/77) 2

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11. I/We request the grant of a patent on the basis of this application.

Signature *Stuart Tabu*

Date 12/10/03

12. Name and daytime telephone number of person to contact in the United Kingdom Dr. Mark Bennett, Research Support and Commercialisation Office - 0115 951 5682

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FETAL SURVEILLANCE

The present invention relates to apparatus and a method for detecting both the spatial and temporal behaviour of a fetus.

5 It is useful to be able to quantify the degree of movement of a fetus within the uterus as this can provide information regarding the health of the fetus during the progress of pregnancy. In addition, knowing the current position and presentation of the fetus within the uterus
10 can provide information regarding presentation of the fetus. Currently there are several techniques applied to Antepartum fetal surveillance in order to assess fetal health. These techniques include:

- 15 ▪ Contraction Stress Test
- Nonstress Test
- Fetal movement assessment
- Biophysical Profile
- Modified Biophysical Profile
- 20 ▪ Umbilical Artery Doppler Velocimetry

The *Contraction Stress Test (CST)* uses Doppler
Ultrasound to measure fetal heart rate and is based on
the response of the fetal heart rate to uterine
25 contractions. The technique works on the principle that fetal oxygenation will momentarily deteriorate as a consequence of uterine contractions. Under certain conditions, for example in the sub-optimally oxygenated fetus, the resultant intermittent deterioration in
30 oxygenation of the fetus will modify the fetal heart rate pattern in a manner which enables diagnosis of the condition. Several techniques can be used to induce uterine contractions including nipple stimulation and intravenous administration of dilute oxytocin. Such
35 techniques are described in the document entitled "AOCG practice bulletin - Antepartum fetal surveillance", from the International Journal of Gynecology & Obstetrics, 2000, 68, pages 175 to 186.

The *Nonstress Test (NST)* provides a measure of variation in the fetal heart rate since heart rate reactivity is considered to be a good indicator of autonomic function in the healthy fetus. NST is based on the premise that the heart rate of a healthy fetus will undergo temporary accelerations coincident with fetal movement. With the mother in the lateral tilt position, the fetal heart rate trace is typically examined for accelerations which peak at least 15 beats per minute above baseline for a period of 15 seconds, measured baseline to baseline. Furthermore, others have attempted to computerise such analysis, a process described in the document entitled "Computerized evaluation of fetal heart-rate patterns", by Dawes et al from the Journal of Perinatal Medicine, 1994, 22, pages 491 to 499. Typically the fetal heart rate itself would be determined using Doppler Ultrasound techniques.

A variation on the *NST* technique employs acoustic stimulation of the fetus to induce fetal heart rate accelerations which has the effect of reducing overall NST testing-time. In this context, acoustic stimulation is applied using a purposely-designed loudspeaker positioned on the maternal abdomen, sometimes referred to as an artificial larynx. This process is described in the document entitled "Nonstress testing with acoustic stimulation and amniotic fluid volume assessment: 5973 tests without unexpected fetal death", by Clark et al from the American Journal of Obstetrics and Gynecology, 1989, 160, pages 694 to 697. The results of this test are interpreted to determine whether the fetus is reactive or non-reactive according to pre-determined criteria.

An evaluation of *fetal movement* is also considered a valuable indicator of fetal health. This technique is based on the premise that a decrease in fetal movement is often seen as a precursor to fetal death, sometimes by several days. There are several methods which are currently employed to quantify fetal movements, more

specifically: "kick counts" as perceived by the mother; Ultrasound imaging and Doppler ultrasound.

The **Biophysical Profile (BPP)** comprises a Nonstress test as described previously along with four additional observations of the fetus which are facilitated using real-time Ultrasound Imaging. Consequently, the Biophysical Profile comprises five parts, each of which are assigned a score. These scores are then added to derive a composite score which is compared with a predetermined 'normal' score to provide a measure of fetal health. The BPP assessment comprises: NST; observation of fetal breathing movements; observation of fetal body and limb movements; observation of the extension of fetal extremities; and determination of the amniotic fluid volume. This process is described in the document entitled "Fetal biophysical profile scoring: selective use of the nonstress test", by Manning et al from the American Journal of Obstetrics and Gynecology, 1987, 156, pages 709 to 712.

The **modified Biophysical Profile (mBPP)** is based on the premise that assessment of the Amniotic fluid volume can be used to evaluate long-term placental function. The 'Amniotic Fluid Index' is derived from the sum of measurements of the amniotic fluid pockets in each of the abdominal quadrants. Gauging the Amniotic Fluid Index in combination with a Nonstress test forms the modified Biophysical Profile and provides a measure of general fetal well-being. This process is described in the document entitled "AOGC practice bulletin - Antepartum fetal surveillance", from the International Journal of Gynecology & Obstetrics, 2000, 68, pages 175 to 186.

Umbilical Artery Doppler Velocimetry employs Ultrasound Imaging to assess the flow velocity in the umbilical artery of a fetus. Primarily, this technique aims to identify the disparity between the flow velocity waveforms observed in the umbilical artery of the normal fetus and those observed in the intrauterine growth restricted fetus. More specifically, in the normal fetus

the diastolic flow velocity is relatively high, where in the growth-restricted fetus this rate of flow is attenuated. This process is described in the document entitled "Umbilical artery blood flow characteristics in normal and growth-retarded fetuses", by Erskine et al, from the British Journal of Obstetrics and Gynaecology, 1985, 92, pages. 605 to 610.

The first aspect of this invention is concerned with one approach to fetal surveillance, more specifically, the assessment of fetal movements. Current techniques used to quantify fetal movements are:

- "kick counts"
- Doppler ultrasound
- Ultrasound imaging

It has been known for centuries that the mother is capable of perceiving fetal movements, more recently it became clear that the mothers perception of "diminished fetal activity" should be regarded as a worrying sign. As such, Fetal "kick counts" as perceived by the mother are a recognised technique for determining the motility of the fetus. Several counting protocols have been applied in an attempt to quantify these movements, in one of the most popular, the mother lies on her side and counts distinct fetal movements. This process is described in the document entitled "A prospective evaluation of fetal movement screening to reduce the incidence of antepartum fetal death", by Moore et al from the American Journal of Obstetrics and Gynecology, 1989, 160, pages 1075 to 1080. Perception of ten or more distinct movements over a period of 2 hours is considered reassuring. In another approach, the mother counts fetal movements for one hour three times a week, a process described in the document entitled "Fetal movements as an indicator of fetal well-being" by Neldam from the Danish Medical Bulletin, 1983, 30, pages 274 to 278. In this instance a reassuring count is considered to be one which equals or exceeds the

previous count. This technique is simple to implement, but is largely considered a pre-cursor to further fetal assessment in the absence of a reassuring count.

The Doppler ultrasound technique consists of directing a 2MHz (or other similar frequency) crystal transducer at the fetus on the mother's abdomen. The signal reflected from the fetus is shifted by a small frequency (known as the Doppler shift) which is due to movements of, or within, the fetus. In its customary role Doppler ultrasound is employed to identify pulsations of the fetal heart in order that (after suitable processing) a fetal heart rate (fHR) trace can be produced. However, the Doppler ultrasound technique itself can be employed to identify all movements in its path including fetal body movements, limb movements and breathing movements. In its normal mode of operation as a fHR recorder, the reflected Doppler signal is filtered to remove frequencies which appear outside of the range into which the fetal heart rate will fall. Signals relating to fetal movements however, are generally evident outside of this frequency range. Therefore, in the event that the Doppler signal is filtered to cover a different frequency range i.e. signals which are reflected at other frequencies, it is possible to use the technique to identify fetal movements. Such a system, using an adaptation of a conventional Doppler ultrasound unit, has been developed and is described in the document entitled "Neurobehavioral development in the human fetus" by James et al, Fetal Development - A Psychobiological Perspective, 1995, pages 101 to 128. A limitation of the Doppler Ultrasound technique is apparent in single channel Doppler systems which require periodic re-positioning of the transducer to point at the fetus as it moves around the uterus, this requires the intervention of clinically trained staff. In addition to prevent the transducer from moving over the mothers abdomen it is held in place with a belt which can prove to be uncomfortable for the mother. A multi-channel Doppler

ultrasound unit has also been described in the document entitled "Fetal heart rate recorder for long-duration use in active full-term pregnant women", by Shono et al from Obstetrics and Gynecology, 1994, 83, 2, page 301. This
5 consists of six Doppler transducers positioned on the abdomen with each being optimally positioned for the various stances of the mother during her day. However, due to the nature of the ultrasound signal being directed at the fetus then long-term recordings of fHR using
10 ultrasound may be considered to be invasive. Although this invasive nature has not been clinically substantiated, the bulky instrumentation and restraint belts necessary to implement the technique mean that the use of Doppler ultrasound is still limited to short time
15 periods. In summary, Doppler Ultrasound can be used to monitor fetal movements and to produce an "actogram" or "fetal movement profile" which identifies fHR and fetal movement over short time periods.

The development of *Ultrasound Imaging* proved to be
20 the catalyst to much greater understanding of fetal movements than was previously the case. This technique is non-invasive and enables images of organs and structures within the human body to be displayed on a monitor, illustrating for example the location and size of a
25 structure without the necessity for surgery.

Ultrasound Imaging enables specific fetal movements to be isolated and defined, more particularly: fetal body movements; fetal limb movements; fetal mouthing; fetal eye movements and fetal diaphragmatic movements. Fetal
30 body and limb movements are arguably the most important variables to monitor in an assessment of fetal health. One definition of 'normal' fetal activity cites three or more discrete body or limb movements within thirty minutes to be acceptable. Fetal eye and mouthing
35 movements are another commonly observed indication of fetal activity, indeed it has been suggested that mouthing movements are a good discriminator of fetal acidosis. Diaphragmatic movements of the fetus typically

refer to fetal breathing but can also include movements which have been described as sighs or hiccups. Definitions as to what is acceptable in this context vary but it is typically quantified as one or more episodes of fetal breathing movements in excess of thirty seconds within a time window of thirty minutes.

Typically, information gathered during Ultrasound Imaging will be presented in the form of an actogram, which displays all of the individual components of fetal movement along with a simultaneously recorded FHR trace plotted against a time axis. Whilst Ultrasound Imaging provides detailed information about fetal movement, it is limited to hospital use by the sheer size of the instrumentation itself and the necessity for highly trained clinicians to supervise its operation.

Many years ago it was believed that all motor behaviour of the fetus was the result of a known or unknown stimulus. Latterly, with the onset of Ultrasound Imaging enabling the fetus to be observed in its own environment it was demonstrated that specific movement patterns remain recognisable throughout gestation and that they show clear developmental trends, which supports the view that fetal motility is generated spontaneously by the fetal central nervous system and as such is one of the fundamental expressions of early neural activity as described in the document entitled "The emergence of fetal behaviour I. Qualitative Aspects" by de Vries et al from Early Human Development, 1982, 7, pages 301 to 322.

The greatest advantage of the fact that the fetus makes body movements could be considered to be the reassurance it provides to the mother. Though the presence of fetal movement alone cannot be considered a substantiation of fetal health, the cessation of these movements during gestation is considered a very worrying sign.

Randomised studies have demonstrated that records of fetal motility kept by the mother to record "kick counts" contribute to a decrease in fetal mortality as described

in the document entitled "Fetal movements as an indicator of fetal well-being" by Neldam from the Danish Medical Bulletin, 1983, 30, pages 274 to 278. A more objective means of study is preferable since maternal perception of movements can vary depending on the motility of a given fetus and the degree of movement felt by a given mother.

Moreover, along with recording of fHR, screening for fetal movements is one of the main assessment methods for studying neurobehavioural development of the fetus.

The second aspect of this invention is concerned with a technique to determine fetal presentation and position during gestation.

Fetal presentation describes the orientation of the fetus within the maternal uterus in terms of the part of the fetus which lies at the pelvic brim and is thus positioned to enter the birth canal first. There are five recognised fetal presentations, these presentations, which are illustrated in Figure 1 are:

- Vertex
- Face
- Brow
- Breech
- Shoulder

Of these possibilities; Vertex, Face and Brow are also termed Cephalic presentations. A Vertex presentation is identified when the head of the fetus is flexed to leave the crown as the presenting part. Alternatively, when the head is extended, the Face of the fetus presents and when it is neither well flexed nor fully extended, the fetus has a Brow presentation. It is generally accepted that Cephalic presentation of this type is the most common form of fetal presentation, whilst Breech presentation occurs less frequently. A classical Breech presentation is identified when the buttocks of the fetus present first and both the hips and knees of the fetus

are flexed. A Breech presentation also defines the circumstance where the hips of the fetus are flexed so that the legs are fully drawn toward the chest, or when the feet or knees present first. A Shoulder presentation occurs when the fetus is in a transverse lie, causing the shoulder, arm or trunk to exit the uterus first.

Fetal position describes the rotational position of the fetus within the uterus for Vertex presentations only. The six fetal positions associated with the Vertex presentation and illustrated in Figure 2 are; Right Occipitoanterior (ROA), Right Occipitolateral (ROL), Right Occipitoposterior (ROP), Left Occipitoanterior (LOA), Left Occipitolateral (LOL) and Left Occipitoposterior (LOP). Fetal position can be defined more accurately as the relationship between the fetus and six discrete points on the pelvic brim as illustrated in Figure 3.

During gestation, Fetal presentation and position are typically identified using palpation i.e. manipulation of the maternal abdomen by a clinician or midwife to determine the fetal lie by feel alone. Alternatively, Ultrasound Imaging techniques are frequently employed to provide a more scientific indication of both fetal presentation and position within the maternal abdomen.

Additionally, several publications have highlighted differentiation between abdominal fetal ECG waveforms which appears to be dependent upon the presentation of the fetus. Specifically, the major deflections that can be identified in the abdominal fetal ECG coincident with the strike of the fetal heart (analogous to the QRS complex in adult ECG waveforms) in Breech presentation were more or less the inverse of those in a Vertex presentation. This observation is described in several documents, including that entitled "The fetal ECG throughout the second half of gestation", by Oostendorp et al from Clinical Physics and Physiological Measurement, 1989, 10, 2, pages 147 to 160 and also in

the document entitled "The Fetal Electrocardiogram V. Comparison of lead systems", by Roche et al from the American Journal of Obstetrics and Gynecology, 1965, 92, 8, pages 1149 to 1159.

5 Up to 14% of babies are in a breech presentation until the 29th to 32nd week of gestation. Many, but not all, of these babies change to a vertex presentation preceding birth. It is important that the fetus is in a Vertex or other Cephalic presentation pre-delivery to
10 minimise the risk of asphyxia caused by cord strangulation, and to simplify delivery. Furthermore, considering fetal position, Occipitoanterior positions are often considered more favourable than Occipitoposterior positions. This is a consequence of the
15 back of the fetus conforming with the concavity of the maternal abdominal wall hence allowing it to flex more readily. As a corollary of this, there is also a tendency for the head to flex, presenting a smaller diameter to the pelvic brim.

20 In accordance with the first aspect of the invention we present a method to establish fetal well-being by quantifying fetal body movements both antenatally and intrapartum. The invention is based upon the identification of temporal and spatial variations in the
25 fetal ECG shape which is detected using electrodes placed on the maternal abdomen.

The ECG shape recorded from a typical adult heart using electrodes placed on the chest is shown in Figure 4. The segment of waveform which is marked by the
30 letters QR and S is termed the QRS complex and in general can be seen to follow the shape shown in Figure 5c. In the event that the positions of the adult chest electrodes are reversed i.e. their positions are rotated through 180°, the ECG which is generated becomes an
35 inverse copy of the previous ECG. Accordingly, the QRS complex with the reversed electrode configuration assimilates to that shown in Figure 5d. The action of rotating the position of the electrodes in this way is

analogous in the context of abdominal fetal ECG to the fetus rotating through 180° within the maternal uterus. Furthermore, if the fetus performs an angular rotation of $\pm 90^\circ$ within the maternal uterus the fetal ECG will register an intermediate shape of the form illustrated in Figure 5a or Figure 5b. These four principal ECG complexes, shown in Figure 5 and corresponding with fetal axial heart movements, are referred to as types A, B, C and D.

A temporal example of transition between these ECG complexes in a real ECG recording detected using electrodes on the maternal abdomen is shown in Figure 6. This signal comprises both the fetal ECG (F) and maternal ECG (M) and illustrates the chronological variation in electrical signals during a moment of fetal movement recorded by the mother. With due reference to Figure 6, the actual fetal movement occurred during the time period labelled "Event". It can be seen that preceding the "Event" the fetal ECG shape assimilates to a complex of Type B, whilst after the "Event" the fetal ECG changes to Type C. During the "Event", which typically covers a period of around 1 second (referred to as transition time), it can be seen that the fetal ECG does not change from a Type B complex to Type C instantaneously; instead it passes through an intermediate shape part way between as the fetus continues to move. It will be realised that recording the number and frequency of these transitions over a given recording period (typically greater than 1 hour) will provide a measure of fetal activity and hence an indication of fetal well-being.

In accordance with a second aspect of the invention we provide a means to combine the identification of fetal body movements both antenatally and intrapartum as described in the first part of this invention, with fetal heart rate measured simultaneously using the same electrodes on the maternal abdomen.

In accordance with a third aspect of the invention we provide a method of determining the spatial

presentation and position of a fetus both antenatally and intrapartum. This technique is based upon a comparison of the complexes which appear within a particular fetal ECG waveform with complexes known to be coincident with a particular fetal position and presentation. To give an example, assuming the electrodes are placed in a midline configuration as shown in Figure 7, a fetus in a Cephalic presentation will exhibit a fetal ECG complex of Type A, whilst those in a Breech presentation will exhibit a fetal ECG complex of Type B. A fetus in shoulder dorsoanterior or shoulder dorsoposterior presentations will display fetal ECG complexes of Type's C and D. The ability to detect fetal presentation in this way will typically provide the clinician, midwife and mother with information to aid the management of pregnancy, and for at-term mothers, the management of imminent labour.

All aspects of this invention rely upon the acquisition of a good quality fetal ECG trace. Accordingly, the method and apparatus described in our patent Nos. GB19990023955, WO200126545; EP1220640 ; AU 200076734-A, which facilitates the detection and extraction of high quality fetal ECG from electrodes placed on the maternal abdomen over long recording periods is suited to this purpose.

Typically, the maternal ECG is subtracted and a match filtering technique is carried out to locate the fetal ECG using a predefined template. The signal rings at the fetal ECG position and identifies the location of the fetal ECG signal in the time trace. This then allows a new fetal ECG template to be generated which may be the same shape as the original template or one of the four types of FEECG complex types illustrated in Figure 5. It is the number of fetal template changes that provides an indication pertaining to fetal movement, fetal position and fetal presentation from this trace. As previously described, the degree of fetal movement can be determined by counting the number of transitions (or fetal template updates) between ECG complex 'types' which occur within a

given time frame, while fetal presentation and position can be determined by comparison of the ECG complex with the templates illustrated in Figure 5.

Typically, a computerised algorithm is used to process, quantify and present this information to give an indication of fetal movements, presentation and position. The processed information would then be displayed on an electronic display or other standard monitor.

Alternatively, a fetal ECG trace plotted in hardcopy format over a suitable time period could be employed. Typically, a printed fetal ECG trace of this form would be manually examined to determine fetal movements, presentation and position

Figure 1: The Five Fetal Presentations

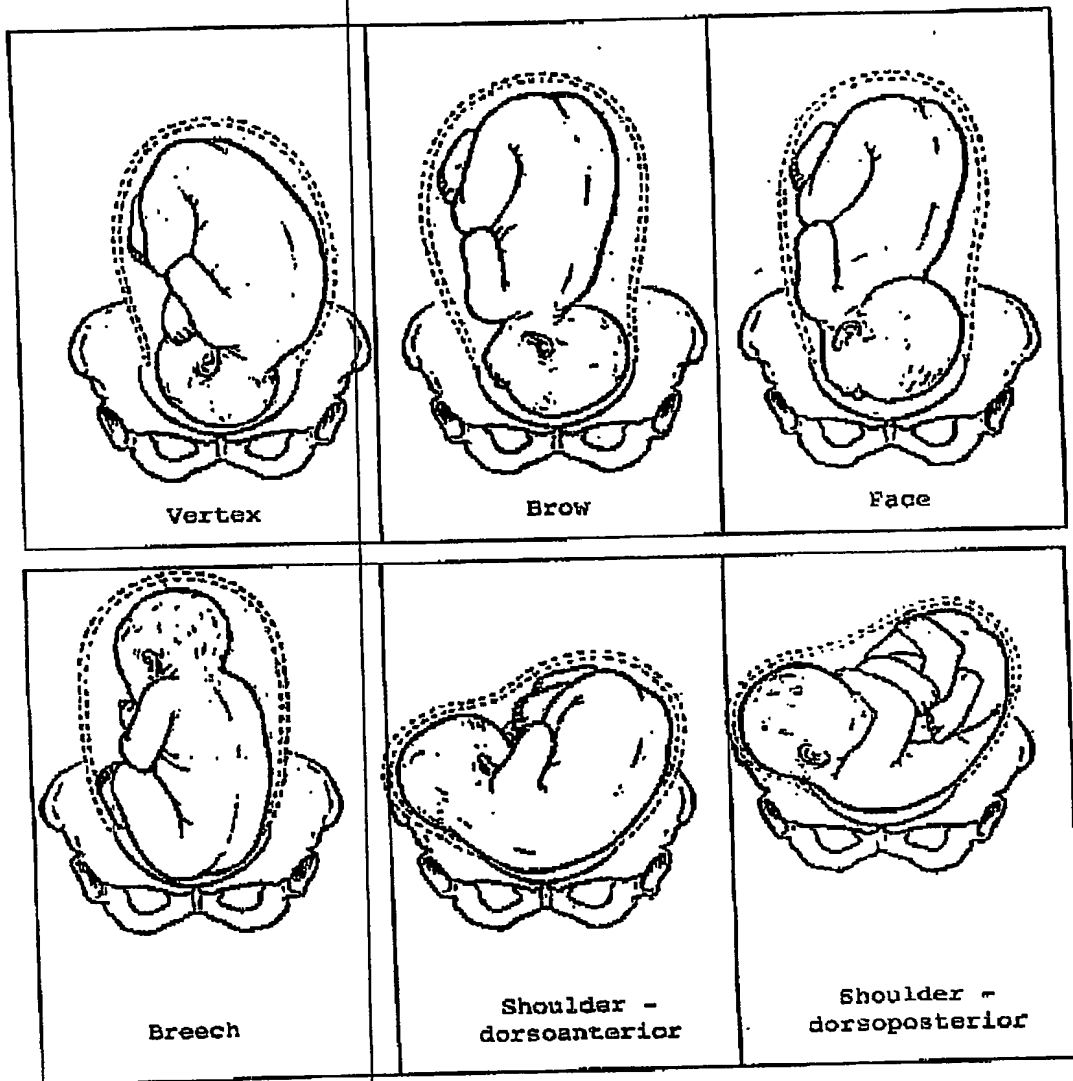
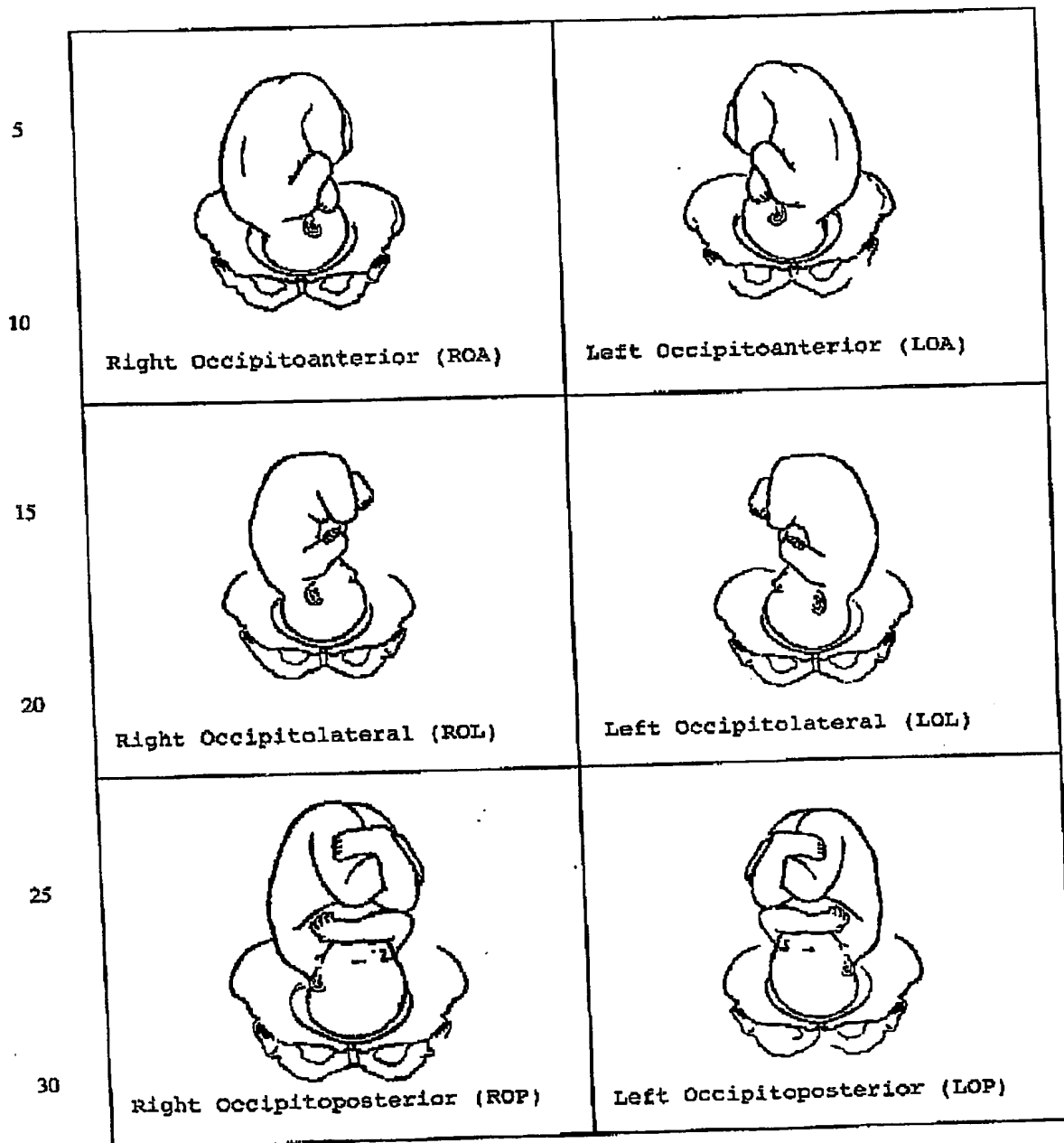


Figure 2: The Six Positions in Vertex Presentations



35

Figure 4: Typical Adult ECG

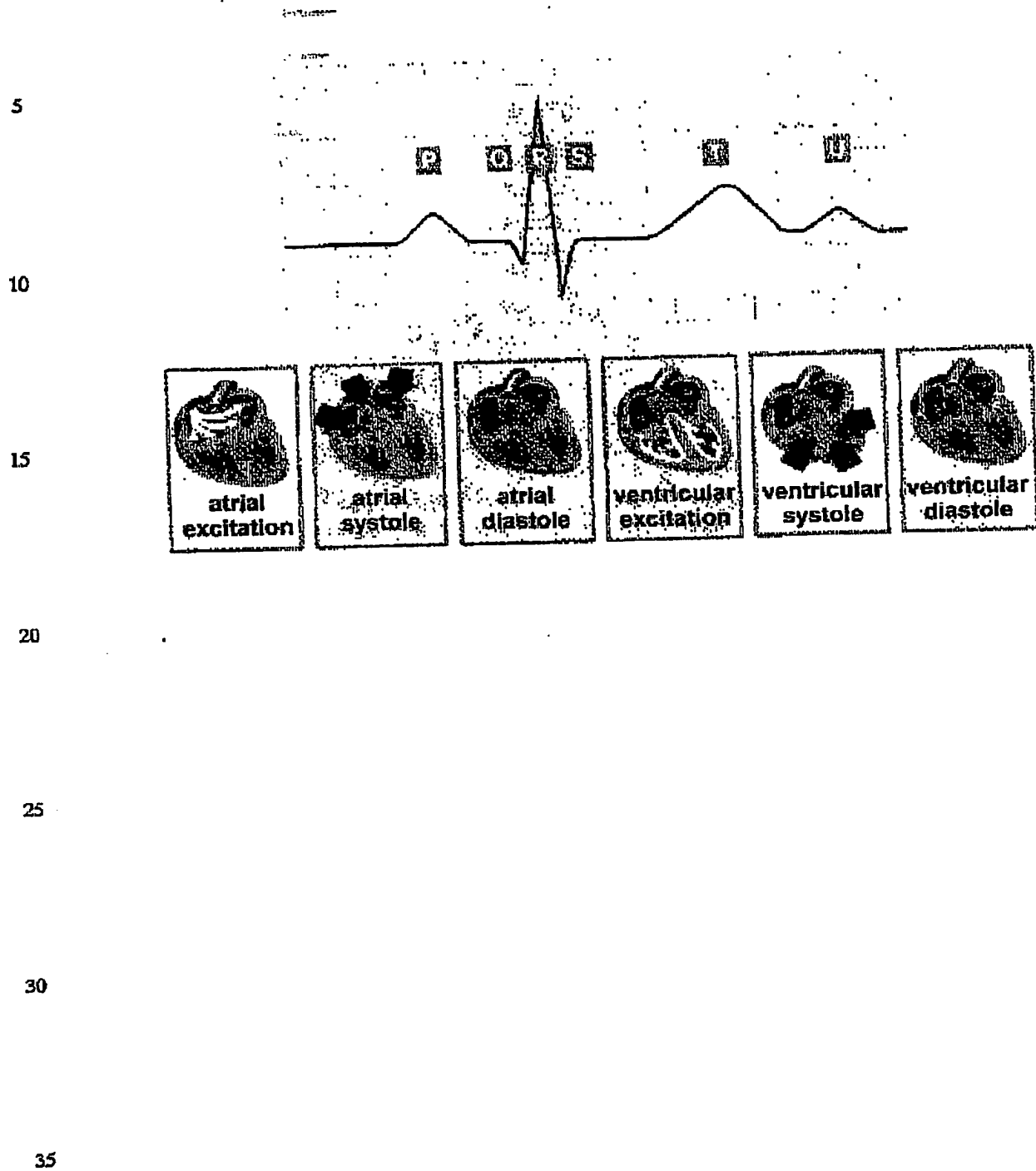


Figure 5: Fetal ECG Complexes for the Determination of Fetal Movements

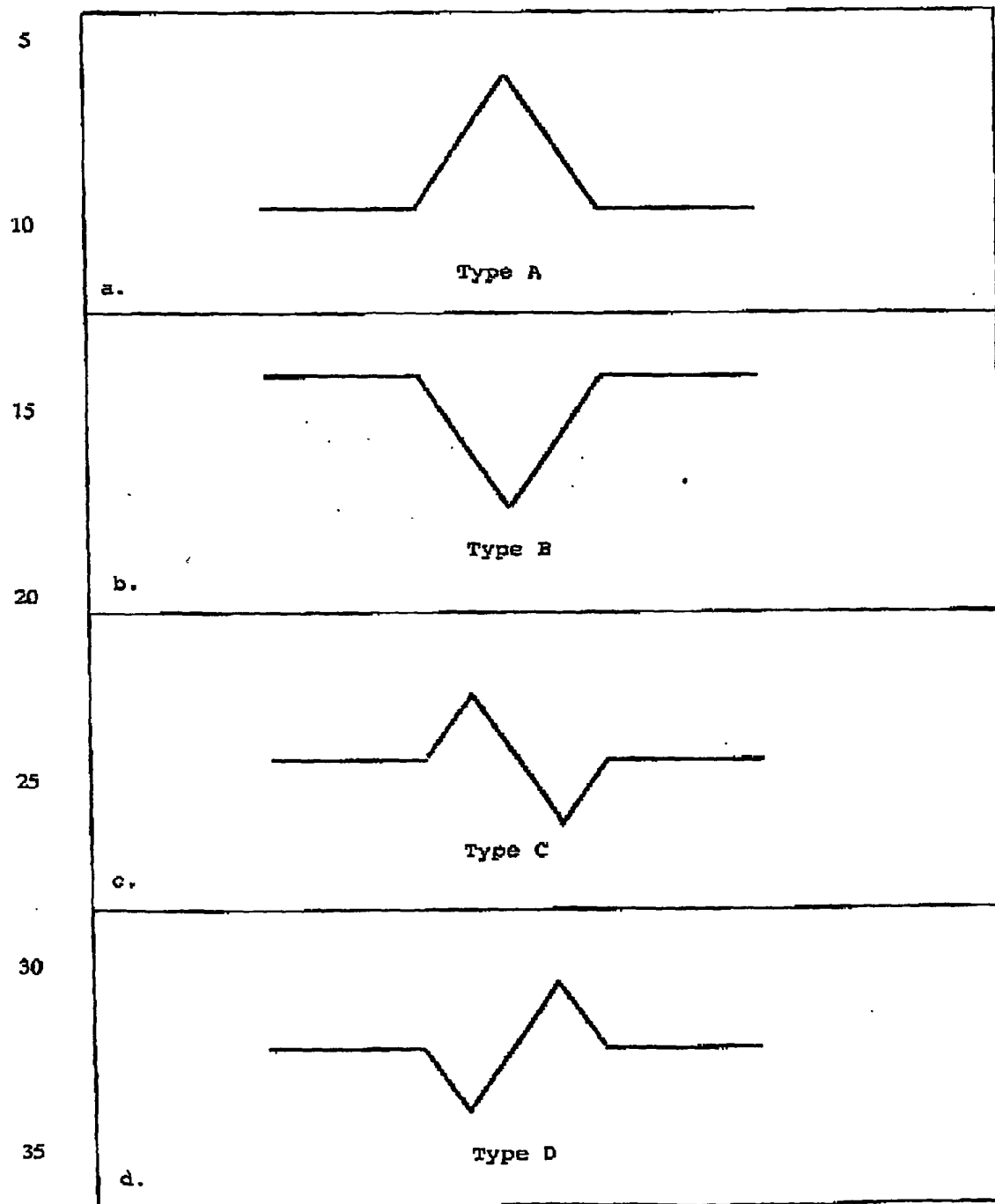


Figure 6: ECG Waveform recorded on the Maternal Abdomen

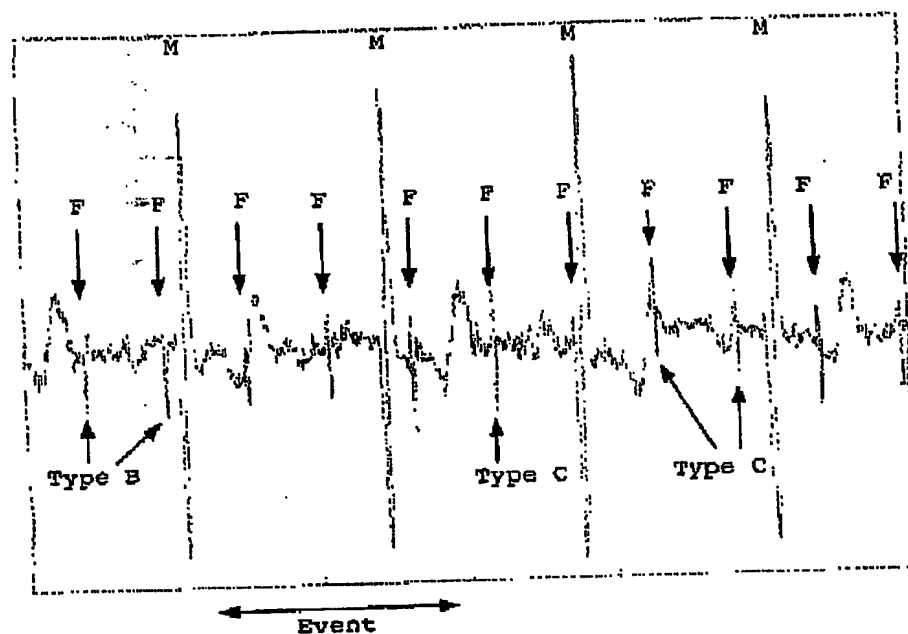
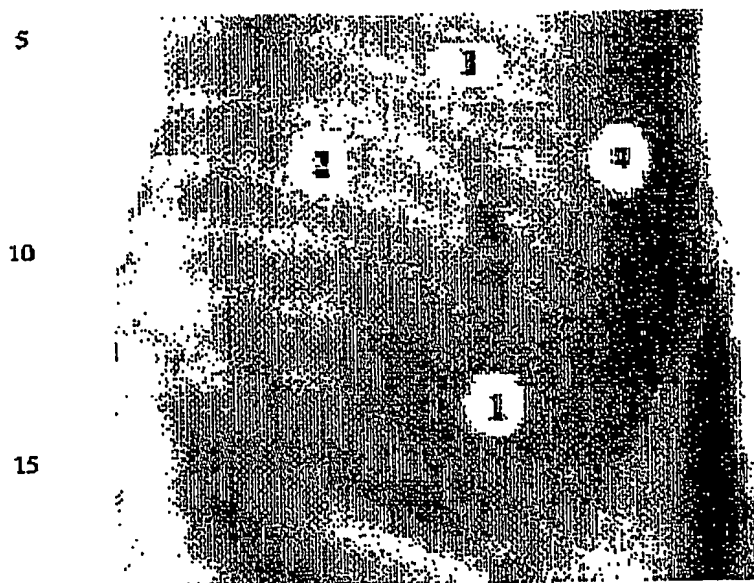


Figure 7: Midline Electrode Configuration



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